



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Repeal and reenact Lodi Municipal Code Sections 6.12.030 and 6.12.060, relating to dogs and cats License-Renewal-Delinquency and Dog Vaccination

MEETING DATE: September 2, 1998

PREPARED BY: City Attorney

RECOMMENDATION: That the City Council Repeal and reenact Lodi Municipal Code Sections 6.12.030 and 6.12.060, relating to dogs and cats License-Renewal-Delinquency and Dog Vaccination with the changes set forth in the attached ordinance.

BACKGROUND: The proposed ordinance will change the City's procedures regarding dog and cat licensing by providing for anniversary renewal and optional multi-year licensing.

The current ordinance provides that all licenses expire at the end of the calendar year, which places a tremendous burden on Finance Department staff. The proposed ordinance would spread the task of processing license renewals over the entire year.

Additionally, the proposed ordinance would allow residents to obtain multi-year licenses for their pets. These multi-year licenses would further reduce the staff time devoted to license processing and provides a welcome convenience to citizens. It is also hoped that by making the pet licensing program more convenient for citizens more people will comply with the code and license their pets.

FUNDING: Not applicable.

Respectfully submitted,


Randall A. Hays, City Attorney

APPROVED: _____


H. Dixon Flynn -- City Manager

ORDINANCE NO. 1665

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI AMENDING CHAPTER 6.12 OF THE LODI MUNICIPAL CODE BY REPEALING AND REENACTING SECTION 6.12.030 AND 6.12.060, RELATING TO DOGS AND CATS LICENSE-RENEWAL-DELINQUENCY AND DOG VACCINATION-REQUIRED-CERTIFICATE-EXCEPTIONS, RESPECTIVELY

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Chapter 6.12.030 License—Renewal—Delinquency is hereby amended as follows:

Section 6.12.030 - License—Renewal—Delinquency is hereby repealed and reenacted to read as follows:

6.12.030 License—Renewal--Delinquency

- A. All dogs and cats in excess of four months of age must be licensed within thirty days of the date such dog or cat came into the custody of a person residing in the city. Failure to so obtain a license shall be a violation of this chapter.
- B. Dog license issuance is accomplished by paying the applicable license fee and by obtaining any vaccinations required by Section 6.12.060 of this code. Upon tendering said fee and a valid vaccination certificate as required by Section 6.12.060 of this code, the city shall issue the license. Said license shall expire one year following its date of issuance. Said license may be renewed in the same manner as it was issued.
- C. Cat license issuance is accomplished by paying the applicable license fee. Cat licenses are issued on an annual basis and expire one year following the date of issuance. Said license may be renewed in the same manner as it was issued.
- D. Notwithstanding any other provision of this Chapter, the expiration date of a license obtained pursuant to this Chapter may be extended for up to three years, in increments of one year, from its date of issuance. The expiration date extension is accomplished by tendering the license fee for the desired additional years at the time of issuance of the standard license and a valid vaccination certificate as required by Section 6.12.060 of this Code.
- E. Dog and cat licenses must be renewed on or before the date of expiration. Failure to timely renew any dog or cat license shall constitute a violation of this Chapter.
- F. The failure to timely renew any license required by this title shall cause any applicable license fees to become delinquent, and a charge in an amount to be fixed by resolution of the City Council shall be added to the regular license fee. The regular license fee and all accrued charges must be paid before the license may be issued. This section is intended to supplement rather than supplant any other remedy available either under State law or this Code.

SECTION 2. Chapter 6.12.060 (B) Dog Vaccination—Required—Certificate—Exceptions is hereby repealed and reenacted as follows:

6.12.060 Dog Vaccination—Required—Certificate—Exceptions.

- B. No license to keep a dog shall be issued for any dog, which has attained the age of four months or over, unless a valid, official certificate of vaccination with canine antirabies vaccine is presented with the specified license fee. Such certificate of vaccination, signed by a licensed veterinarian, shall indicate the date of vaccination and the type of vaccine used. The certificate shall be accepted as valid if the certificate will expire on or after July 1st of the year for which the license is to be issued. The certificate shall be accepted as valid if by its terms the certificate expires less than six months prior to the expiration date of the license being issued.

SECTION 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 4 - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

SECTION 5. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 6. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this ____ day of _____, 1998.

JACK A. SIEGLOCK
Mayor

Attest:

ALICE M. REIMCHE
City Clerk

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1665 was introduced at a regular meeting of the City Council of the City of Lodi held September 2, 1998 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held _____, 1998 by the following vote:

Ayes: Council Members -

Noes; Council Members -

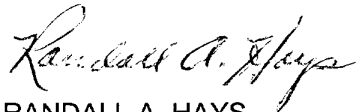
Absent: Council Members -

Abstain: Council Members -

I further certify that Ordinance No. 1665 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMCHE
City Clerk

Approved as to Form:



RANDALL A. HAYS
City Attorney